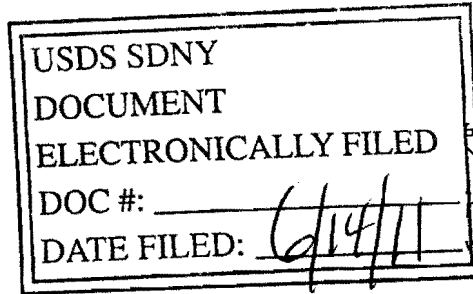




Maxim H. Waldbaum
212-745-0815
mwaldbaum@schiffhardin.com



366 FIFTH AVENUE, 17TH FLOOR
NEW YORK, NEW YORK 10103
212.753.5000
212.753.5044
www.schiffhardin.com

June 8, 2011

VIA FAX

The Honorable Judge Harold Baer, Jr.
United States District Courthouse
500 Pearl Street, Room 2230
New York, NY 10007

Re: **Docket #11-CV-3546: John Hardy v. NKA Corp.**

Dear Judge Baer:

We represent John Hardy, Ltd. in the matter referenced above. I write in response to your Pre-Trial Conference Order, dated June 3, 2011 (received today, June 8) scheduling a conference for August 25, 2011 at 3:45 P.M. Unfortunately, I will not be in the country on that date, and request that the Pre-Trial Conference be rescheduled. I am available any date and time during the week beginning Monday, September 12, 2011.

I have conferred with opposing counsel, copied on this letter, and they do not oppose this request.

Sincerely,

Maxim H. Waldbaum

CC: Eric C. Zabicki, Esq.
Pick & Zabicki LLP
369 Lexington Avenue, 12th Floor
New York, New York 10017
Counsel for defendant NKA Corp.

Assuming consent I will adjourn your PTC to Sept 22 at 3:45. I will not likely do it again.

SO ORDERED:

Harold Baer, Jr., U.S.D.J.

Date: 6/14/11

Endorsement:

Assuming consent I will adjourn your pre trial conference to September 22, 2011 at 3:45 P.M. I will not likely do it again.